

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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**JAMES M. HAZLETT**

Plaintiff,

v.

**EXPRESSJET AIRLINES, INC.,  
et, al.**

Defendants.

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CIVIL ACTION

NO.: 02-CV-4840

**JURY TRIAL DEMANDED**

**ORDER**

**AND NOW**, this \_\_\_\_\_ day of \_\_\_\_\_, 2003, upon consideration of Plaintiff s Motion for Reconsideration pursuant to Fed. R. Civ. P. 59(e), Defendant s Response thereto, and the record as a whole, it is hereby **ORDERED** and **DECREED** that Plaintiff s Motion for Reconsideration is **GRANTED**.

It is further **ORDERED** and **DECREED** that Defendant s Motion for Summary Judgment, which was erroneously granted on the basis that Plaintiff failed to produce any evidence of a violation of the federal standard of care, is now **DENIED**.

It is further **ORDERED** and **DECREED** that the time for filing a Notice of Appeal is tolled during the pendency of this motion.

BY THE COURT:

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The Honorable J. Curtis Joyner